

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0485/P1dn
MGD:...:ch

Chris:

1. There may be some overlap among several provisions within s. 971.41 (5) (d) 6., but in the interest of getting this to you more quickly, I did not try to address that.
2. Section s. 971.41 (5) (d) 6. o. suggests that, with a district attorney's approval, a person working for private entity may falsely claim that he or she is an attorney. Under certain circumstances, making that false claim may be illegal (even with the district attorney's authorization), since it may constitute the unauthorized practice of law.
3. I left largely intact the provisions relating to the private entity communicating directly with a person represented by an attorney. (As I mentioned in one of my emails, those provisions are probably preempted by the federal Fair Debt Collection Practices Act.)

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